IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 2246 OF 2007

Mr.Rajendrasingh Mukhtiyarsing Ghara. ... Applicant.

V/s.

The State of Maharashtra. ... Respondent.

Ms.S.A.Dhamale for the applicant.

Ms.S.D.Shinde, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 2nd August 2007.

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. The applicant is seeking bail in connection with C.R.No.I-286/2007 registered with Rabale Police Station, Navi Mumbai for the offences punishable under section 395, 143, 147, 148, 149 of Indian Penal Code read with sections 37(1), 3, 135 of B.P. Act and sections 3, 25 of the Indian Arms Act.

3. In the F.I.R. the name of the applicant is not reflected. Only on the basis of the statement of one of the co-accused, the applicant is implicated. The admissibility of the said statement is seriously

challenged by the learned counsel for the applicant. Looking to the material available on record, I am inclined to grant bail in favour of the applicant, subject to the following conditions:

(a) The applicant, arrested in connection with C.R.No.I-286/2007 registered with the Rabale Police Station shall be enlarged on bail in the sum of Rs.10,000/- with one local surety to make up the said amount.

(b) The applicant shall report to the Rabale Police Station once in a week, i.e. on every Monday between 3.00 to 5.00 p.m. till conclusion of the trial.

(c) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the investigating officer.

(d) The applicant shall not directly or

indirectly, make any inducement or threat or pressurise any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

(e) The applicant shall co-operate with the investigating agency for disposal of the case. It is needless to mention that breach of any of the conditions by the applicant shall result in cancellation of bail.

(f) Any observation made in this order shall not be construed as finding or expression on merits of the case at the time of trial.

3. Application stands disposed of accordingly.

JUDGE